Local Government Mandate Statement Kentucky Legislative Research Commission 2022 Regular Session

Part I: Measure Information

Bill Request #: 831
Bill #: HB 137 SCS 1
Document ID #: 8095
Bill Subject/Title: AN ACT relating to supplemental payments to police officers.
Sponsor: Representative Melinda Gibbons Prunty
Unit of Government: X City X County X Urban-County Unified Local
X Charter County X Consolidated Local X Government
Office(s) Impacted: Local Law Enforcement
Requirement: Mandatory <u>X</u> Optional
Effect on Powers & Duties: X Modifies Existing Adds New Eliminates Existing

Part II: Bill Provisions and the Estimated Fiscal Impact Relating to Local Government

The legislation expands the definition of police officer in KRS 15.420 to include an officers serving on joint task forces; detectives employed by county attorneys in a consolidated local government or other form of government; process servers for juvenile courts within a consolidated local government; and local alcoholic beverage control investigators. The definition of state officer is also expanded to include detectives for Commonwealth attorney who would otherwise be eligible for a supplement established in accordance with KRS 15.460, but who does not receive one. All of the above are individuals who would otherwise be eligible for a supplement but do not receive one. The legislation provides that these individuals would be eligible for supplemental payments originating from the Kentucky Law Enforcement Foundation Program Fund (KLEFPF).

The fiscal impact on local governments is dependent on the availability of adequate funding in the KLEFPF to cover eligible reimbursement costs pursuant to KRS 15.460. It could be a minimal to moderately negative impact depending upon the budget and size of the local law enforcement agency if funds were not available.

Local governments who are eligible to participate in the KLEFPF are entitled to receive an annual supplement of \$4,000 for each eligible police officers from the KLEFPF. Per KRS 15.460, and if funds are available after meeting the required FICA and retirement plan contributions, local government shall receive reimbursement equaling 7.65 percent of the total annual supplement for amounts greater than \$3,100 for each qualifying officer; the total amount distributed not exceeding \$525,000 for each fiscal year. If there are insufficient funds to provide for full reimbursement, the amount shall be distributed equally among the governmental units.

In addition to the above payments, the local government shall also receive any fringe benefit amounts associated with the \$4,000 supplement, but only to the extent of retirement plan contributions and the federal insurance contributions act tax. The local government may use the moneys received in any manner it deems necessary to partially cover the costs of administering the payment received.

Part III: Differences to Local Government Mandate Statement from Prior Versions

Part II above, pertains to the SCS version of the bill. The fiscal impact is unchanged.

SCS 1 makes a technical correction and removes Section 2 which amended KRS 15.440.

The GA version keeps all the provisions of HCS 1.

HCS 1 retains all of the original provisions and adds local alcoholic beverage control investigator appointed pursuant to KRS Chapter 241 to the definition of "police officer" in KRS 15.420.

Data Source(s): LRC Staff

Preparer: MJO (wfb) **Reviewer:** KHC **Date:** 3/16/22